

Use of other agencies.

(c) The Secretary, with the consent of any board, commission, independent establishment, corporation, or executive department of the Government, including any field service thereof, may avail himself of the use of information, services, facilities, officers and employees thereof, in carrying out the provisions of this Act.

Allotment of funds.

(d) The Secretary may allot to bureaus and offices of the Department of Agriculture, or may transfer to such other agencies of the State and Federal Governments as may be requested by him to assist in carrying out this Act, any funds made available to him under this Act.

Appropriations authorized.
Post, pp. 240, 596, 1001.

SEC. 3. There are authorized to be appropriated such amounts as may be necessary to carry out the provisions of this Act. Any amounts so appropriated, and any funds received by the Secretary under this Act, shall remain permanently available for the purposes of this Act without regard to the provisions of any other laws relating to the availability and disposition of appropriated funds and the disposition of funds collected by officers or agencies of the United States.

Approved, March 5, 1942.

[CHAPTER 141]

AN ACT

Making additional appropriations for the national defense for the fiscal year ending June 30, 1942, and for other purposes.

March 5, 1942
[H. R. 6611]
[Public Law 474]

Fifth Supplemental
National Defense Appropria-
tion Act, 1942.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the national defense for the fiscal year ending June 30, 1942, and for other purposes, namely:

TITLE I—WAR DEPARTMENT

MILITARY ACTIVITIES

For additional amounts for appropriations for the Military Establishment, fiscal year 1942, to be supplemental to, and merged with, the appropriations under the same heads in the Military Appropriation Act, 1942, including the objects and subject to the limitations and conditions specified under the said heads respectively in that Act, except as otherwise provided herein, and such appropriations, together with appropriations supplemental thereto heretofore and herein made shall remain available until June 30, 1943, as follows:

OFFICE OF THE SECRETARY OF WAR

Expediting production: For expediting production of equipment and supplies for national defense, including the proviso clause under this head in the Fourth Supplemental National Defense Appropriation Act, 1942, \$3,011,512,000.

QUARTERMASTER CORPS

QUARTERMASTER SERVICE, ARMY

Subsistence of the Army: For subsistence of the Army, \$145,830,000;
Regular supplies of the Army: For regular supplies of the Army, \$67,982,000;

Clothing and equipage: For clothing and equipage, \$1,525,764,000;

Title V, Military
Appropriation Act,
1942.
55 Stat. 366; *ante*,
p. 37.

55 Stat. 366.

Ante, p. 38.

55 Stat. 372; *post*,
p. 227.

Army transportation: For Army transportation, \$2,245,701,000: *Provided*, That the provisions of section 302 (c) of the Treasury and Post Office Departments Appropriation Act, 1942, shall not apply to vehicles used or to be procured by the War Department for military activities;

Post, pp. 227, 316.

Proviso.
55 Stat. 235.

Horses, draft and pack animals: For horses, draft and pack animals, \$2,725,900;

In all, \$3,988,002,900: *Provided*, That all funds heretofore and herein appropriated for the fiscal year 1942, under the titles "Welfare of enlisted men", "Subsistence of the Army", "Regular supplies of the Army", "Clothing and equipage", "Incidental expenses of the Army", "Army transportation", and "Horses, draft and pack animals" shall be disbursed and accounted for as one fund under the appropriation title "Quartermaster Service, Army", and shall remain available until June 30, 1943: *Provided further*, That said appropriation shall not be subject to any limitations contained in the Military Appropriation Act, 1942, under the appropriation titles named in this paragraph except the first and second provisos under the title "Subsistence of the Army", and the limitations on the unit cost of light and medium passenger-carrying automobiles under the title "Army Transportation".

Provisos.
Consolidation of funds.

Limitations.

55 Stat. 372.

55 Stat. 374.

SIGNAL CORPS

55 Stat. 377.

Signal Service of the Army: For Signal Service of the Army, \$1,349,000,000.

Ante, p. 38.

AIR CORPS

55 Stat. 378.

Air Corps, Army: For Air Corps, Army, \$167,440,000.

Ante, p. 38.

MEDICAL DEPARTMENT, ARMY

55 Stat. 379.

Medical and Hospital Department: For Medical and Hospital Department, Army, \$171,178,000.

Post, p. 228.

CORPS OF ENGINEERS

55 Stat. 380.

Engineer Service, Army: For Engineer Service, Army, \$1,226,300,000: *Provided*, That all funds heretofore and herein appropriated for the fiscal year 1942, under the titles "Engineer Service, Army", "Military construction, defense installations", "Construction of buildings, utilities, and appurtenances at military posts", "Barracks and quarters", and "Construction and repair of hospitals" shall be disbursed and accounted for as one fund under the title "Engineer Service, Army", and shall remain available until June 30, 1943.

Post, pp. 228, 316.
Proviso.
Consolidation of funds.

ORDNANCE DEPARTMENT

Ordnance service and supplies, Army: For Ordnance service and supplies, Army, \$13,252,200,000, of which not to exceed \$920,000,000 shall be available for payments under contracts for the production or procurement of ordnance matériel, machinery, and supplies under authorizations under this head contained in appropriation Acts for the fiscal years 1941 and 1942.

Ante, p. 38.

54 Stat. 367; 55 Stat. 381.

CHEMICAL WARFARE SERVICE

55 Stat. 382.

Chemical Warfare Service: For Chemical Warfare Service, Army, \$288,336,000.

Ante, p. 38.

SEACOAST DEFENSES

55 Stat. 383.

Seacoast defenses: For seacoast defenses, \$31,769,000.

GENERAL PROVISIONS

Transfer of funds.

SEC. 101. The limitation of 5 per centum upon the amount which may be transferred from one appropriation to another, with the approval of the Director of the Bureau of the Budget, contained in section 3 of the Military Appropriation Act, 1942, is hereby increased to 10 per centum.

55 Stat. 392.

Disposal of defense articles.
Ante, p. 38; *post*, p. 995.

SEC. 102. Whenever the President deems it to be in the interest of national defense, he may authorize the Secretary of War to sell, transfer title to, exchange, lease, lend, or otherwise dispose of, to the government of any country whose defense the President deems vital to the defense of the United States, any defense article procured from funds appropriated in this title, in accordance with the provisions of the Act of March 11, 1941 (Public Law 11): *Provided*, That the total value of articles disposed of under this authority shall not exceed \$11,250,000,000.

55 Stat. 31.
22 U. S. C., Supp. I,
§§ 411-419.
Proviso.

Citation of title.

SEC. 103. This title may be cited as "Title V, Military Appropriation Act, 1942".

TITLE II—UNITED STATES MARITIME COMMISSION

Construction fund.

SEC. 201. Construction fund, United States Maritime Commission: For an additional amount to increase the construction fund established by the "Merchant Marine Act", as supplemented by title III of the "First Supplemental National Defense Appropriation Act, 1942", for the construction of vessels, production and procurement of parts, equipment, material, and supplies for such vessels, and the establishment, acquisition, construction, enlargement, or extension of plants or facilities, \$1,502,000,000, of which not to exceed \$2,000,000 shall be available for administrative expenses, and the Commission is authorized, in addition to such appropriation of \$1,502,000,000, to enter into contracts for the same purposes (except administrative expenses) in an amount not to exceed \$2,350,000,000: *Provided*, That whenever the President deems it to be in the interest of national defense he may authorize the Commission to lease vessels herein authorized to be constructed to the government of any country whose defense the President deems vital to the defense of the United States, in accordance with the provisions of the Act of March 11, 1941 (Public Law 11): *Provided further*, That the provisions of sections 2 and 4, and the several proviso clauses contained in section 1 of the Act of February 6, 1941, shall apply to all the activities and functions which the Commission is hereby authorized to perform.

49 Stat. 1987, 1988;
55 Stat. 681.
46 U. S. C. § 1116;
Supp. I, § 1119a note.

Contracts.

Provisos.
Leasing of vessels to designated governments.
55 Stat. 31.
22 U. S. C., Supp. I,
§§ 411-419.

Application of certain provisions.

55 Stat. 5.
46 U. S. C., Supp. I,
§§ 1119a, 1119b, 1125a.

Second Defense Aid Supplemental Appropriation Act, 1942.
55 Stat. 53, 745.

TITLE III—DEFENSE AID

SEC. 301. To enable the President, through such departments or agencies of the Government as he may designate, further to carry out the provisions of an Act to promote the defense of the United States, approved March 11, 1941, and for each and every purpose incident to or necessary therefor, the following sums for the following respective purposes, namely:

(a) For the procurement, by manufacture or otherwise, of defense articles, information and services, for the government of any country whose defense the President deems vital to the defense of the United States, and the disposition thereof, including all necessary expenses in connection therewith, as follows:

(3) Automobiles, trucks and other automotive vehicles, spare parts, and accessories, \$129,015,000.

55 Stat. 31.
22 U. S. C., Supp. I,
§§ 411-419.

Procurement of defense articles.

(4) Vessels, ships, boats, and other watercraft, including the hire or other temporary use thereof, and equipage, supplies, materials, spare parts, and accessories, \$734,420,000.

(6) Facilities and equipment for the manufacture, production, or operation of defense articles and for otherwise carrying out the purposes of the Act of March 11, 1941, including the acquisition of land, and the maintenance and operation of such facilities and equipment, \$111,450,000.

(7) Agricultural, industrial, and other commodities and articles, \$3,567,115,000.

(b) For testing, inspecting, proving, repairing, outfitting, reconditioning, or otherwise placing in good working order any defense articles for the government of any country whose defense the President deems vital to the defense of the United States, including services and expenses in connection therewith, \$208,000,000.

(c) For necessary services and expenses for carrying out the purposes of the Act of March 11, 1941, not specified or included in the foregoing, \$675,000,000.

(d) In all, \$5,425,000,000, to remain available until June 30, 1943.

(e) Each of the foregoing appropriations shall be additional to, and consolidated with, the appropriations for the same purpose contained in the same respective categories of appropriation in the Defense Aid Supplemental Appropriation Act, 1941, and the Defense Aid Supplemental Appropriation Act, 1942: *Provided*, That with the exception of the appropriation for administrative expenses, not to exceed 20 per centum of any such consolidated appropriations may be transferred by the President to any other of such consolidated appropriations, but no such consolidated appropriation shall be increased more than 30 per centum thereby.

SEC. 302. Any defense article procured pursuant to this title shall be retained by or transferred to and for the use of such department or agency of the United States as the President may determine, in lieu of being disposed of to a foreign government, whenever in the judgment of the President the defense of the United States will be best served thereby.

SEC. 303. The term "defense article" as used in section 102 of the Third Supplemental National Defense Appropriation Act, 1942, approved December 17, 1941 (Public Law 353), in section 102 of the Fourth Supplemental National Defense Appropriation Act, 1942, approved January 30, 1942 (Public Law 422), in section 301 of the Act of February 7, 1942 (Public Law 441), and in section 102 of this Act shall be deemed to include defense information and services, and the expenses in connection with the procurement or supplying of defense articles, information, and services.

SEC. 304. This title may be cited as the "Second Defense Aid Supplemental Appropriation Act, 1942".

TITLE IV—GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in this Act shall be used to pay the salary or wages of any person who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided*, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit does not advocate, and is not a member of an organization that advocates the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who advocates, or who

55 Stat. 31.
22 U. S. C., Supp. I,
§§ 411-419.

Testing, outfitting,
etc.

Services and ex-
penses.
55 Stat. 31.
22 U. S. C., Supp. I,
§§ 411-419.
Post, p. 995.

Consolidation of
funds.

55 Stat. 53, 745.

Proviso.
Transfer of funds.

Retention of defense
article by U. S.

"Defense article."
Post, p. 995.
55 Stat. 813.

Ante, p. 38.

Ante, pp. 82, 130.

Citation of title.

Persons advocating
overthrow of U. S.
Government.

Provisos.
Affidavit.

Penalty.

is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence and accepts employment the salary or wages for which are paid from any appropriation in this Act shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Citizenship requirement.

SEC. 402. No part of any appropriation contained in this Act or authorized hereby to be expended (except as otherwise provided for herein) shall be used to pay the compensation of any officer or employee of the Government of the United States, whose post of duty is in continental United States unless such person is a citizen of the United States, or a person in the service of the United States on the date of the approval of this Act who being eligible for citizenship had theretofore filed a declaration of intention to become a citizen or who owes allegiance to the United States. This section shall not apply to citizens of the Commonwealth of the Philippines.

Exception.

Employment of citizens of Commonwealth of the Philippines.

SEC. 403. Limitations on appropriations heretofore enacted and available for obligation during the fiscal years 1942 and 1943, which prohibit the use of such appropriations and other funds for the employment in the service of the District of Columbia and the United States (including any agency a majority of the stock of which is owned by the Government of the United States) of persons who are not citizens of the United States or who have not filed declarations of intention to become such, shall not apply hereafter to citizens of the Commonwealth of the Philippines.

Short title.

SEC. 404. This Act may be cited as the "Fifth Supplemental National Defense Appropriation Act, 1942."

Approved, March 5, 1942.

[CHAPTER 142]

AN ACT

March 5, 1942
[H. R. 1060]
[Public Law 475]

To vest absolute in the city of Dearborn the title to lot 19 of the Detroit Arsenal grounds subdivision, Wayne County, Michigan.

Dearborn, Mich.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon payment of the sum of \$250, the Commissioner of the General Land Office shall, in behalf of the United States, relinquish all right, title, and interest to the city of Dearborn, Wayne County, Michigan, in and to lot 19, Detroit Arsenal grounds subdivision, Wayne County, Michigan, free from the conditions and limitations of the Act of Congress approved June 14, 1894, recorded in chapter 106, volume 28, page 93.

28 Stat. 93.

Approved, March 5, 1942.

[CHAPTER 143]

AN ACT

March 5, 1942
[H. R. 5481]
[Public Law 476]

To transfer Blair County, Pennsylvania, from the western judicial district of Pennsylvania to the middle judicial district of Pennsylvania.

Blair County, Pa.
Transfer to middle
judicial district.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Blair County, Pennsylvania, of the western judicial district of Pennsylvania, be, and it is hereby, detached from said judicial district and attached to the middle judicial district of Pennsylvania: *Provided*, That the transfer herein provided shall not affect any case or proceedings now pending.

Proviso.

Approved, March 5, 1942.